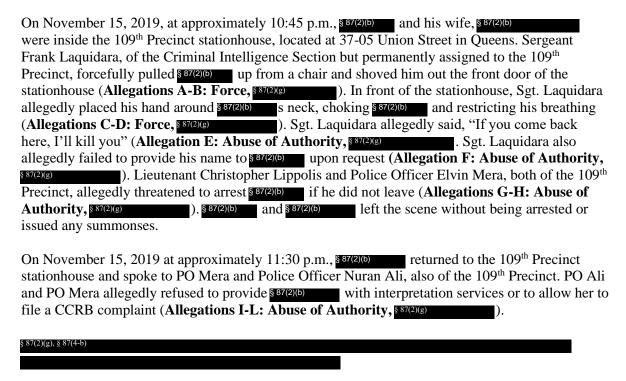
CCRB INVESTIGATIVE RECOMMENDATION

Investigator:		Team:	CCRB Case #:	M	Force	☐ Discourt	
Julian Phillips		Squad #5	201910019	1	Abuse	— □ O.L.	— ☐ Injury
-		-		匚			
Incident Date(s)		Location of Incident:		P	recinct:	18 Mo. SOL	EO SOL
Friday, 11/15/2019 10:45 PM, Fr 11/15/2019 11:30 PM	iday,	109th Precinct stationh	ouse		109	5/15/2021	12/30/202
Date/Time CV Reported		CV Reported At:	How CV Reported	:	Date/Time	Received at CO	CRB
Mon, 11/18/2019 8:45 PM		CCRB	On-line website		Mon, 11/1	8/2019 8:45 PI	М
Complainant/Victim	Type	Home Addre	ess				
Subject Officer(s)	Shield	TaxID	Command				
1. POM Elvin Mera	15564	953104	109 PCT				
2. SGT Frank Laquidara	01986	941474	INT CIS				
3. LT Christopher Lippolis	00000	947179	109 PCT				
4. POM Nuran Ali	14491	917217	109 PCT				
Witness Officer(s)	Shield N	o Tax No	Cmd Name				
1. POM Richard Harris	21499	951809	INT CIS				
Officer(s)	Allegatio	on			Inve	estigator Reco	mmendation
A.SGT Frank Laquidara	Force: Se § 87(2)(b)	ergeant Frank Laquidara	used physical force	aga	inst		
B.SGT Frank Laquidara	Force: Se § 87(2)(b)	ergeant Frank Laquidara	used physical force	aga	inst		
C.SGT Frank Laquidara	Force: Se § 87(2)(b)	ergeant Frank Laquidara	used a chokehold a	gain	st		
D.SGT Frank Laquidara	Force: Se breathing	– ergeant Frank Laquidara g.	restricted § 87(2)	s			
E.SGT Frank Laquidara	Abuse: S the use o	ergeant Frank Laquidar f force.	a threatened § 87(2)(b)	w	ith		
F.SGT Frank Laquidara	Abuse: S	ergeant Frank Laquidar 87(2)(b)	a refused to provide	his			
G.LT Christopher Lippolis	Abuse: L § 87(2)(b)	ieutenant Christopher L	ippolis threatened to	o arre	est		
H.POM Elvin Mera	Abuse: P	olice Officer Elvin Mer	a threatened to arres	st § 87(2)			
I.POM Nuran Ali		olice Officer Nuran Ali ation services for § 87(2)(b)		guage	e		
J.POM Elvin Mera		Police Officer Elvin Mer ation services for \$ 87(2)(b)		ngua	ge		
K.POM Nuran Ali		olice Officer Nuran Ali complaint regarding of		2)(b)			
L.POM Elvin Mera		olice Officer Elvin Mer complaint regarding of		7(2)(b)			

Officer(s)	Allegation	Investigator Recommendation
§ 87(2)(b)	§ 87(2)(g), § 87(4-b)	

Case Summary

On November 18, 2019, §87(2)(b) filed this complaint on the CCRB website.



Sgt. Laquidara has since been reassigned to the Internal Affairs Bureau. PO Mera has been reassigned to Patrol Borough Brooklyn North. Lt. Lippolis has been reassigned to the Queens Special Victims Squad.

The investigation obtained stationhouse CCTV footage capturing much of this incident (**Board Review 01-03**). Sgt. Laquidara was not equipped with a BWC during the incident as he had been performing administrative duties inside the stationhouse. PO Harris and Lt. Lippolis were not wearing BWCs at the time of the incident because they were already at the conclusion of their tours and readying to leave work when the incident began. PO Mera testified that he had not yet been equipped with a BWC at the time of this incident. PO Ali believed that the battery on his BWC had expired by the time of the incident, as it happened at the very end of his tour.

This case was reassigned from Inv. Faria Tasnim to SI Julian Phillips on September 12, 2020, after Inv. Tasnim's departure from the CCRB.

Findings and Recommendations

Allegation (A) Force: Sergeant Frank Laquidara used physical force against \$87(2)(6)

Allegation (B) Force: Sergeant Frank Laquidara used physical force against \$87(2)(6)

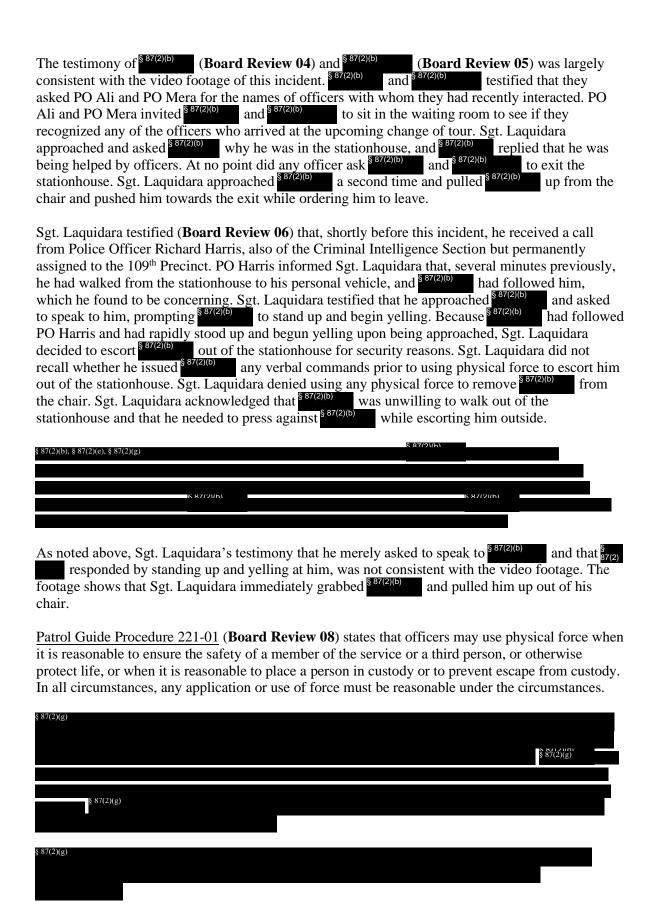
CCTV footage from inside the stationhouse front lobby (Board Review 01) shows \$87(2)(6)

speaking to an officer in the lobby (from 04:29 through 17:29). CCTV footage from a civilian waiting area (Board Review 02) shows (from 17:20) that, after speaking to the officer in the lobby, \$87(2)(6)

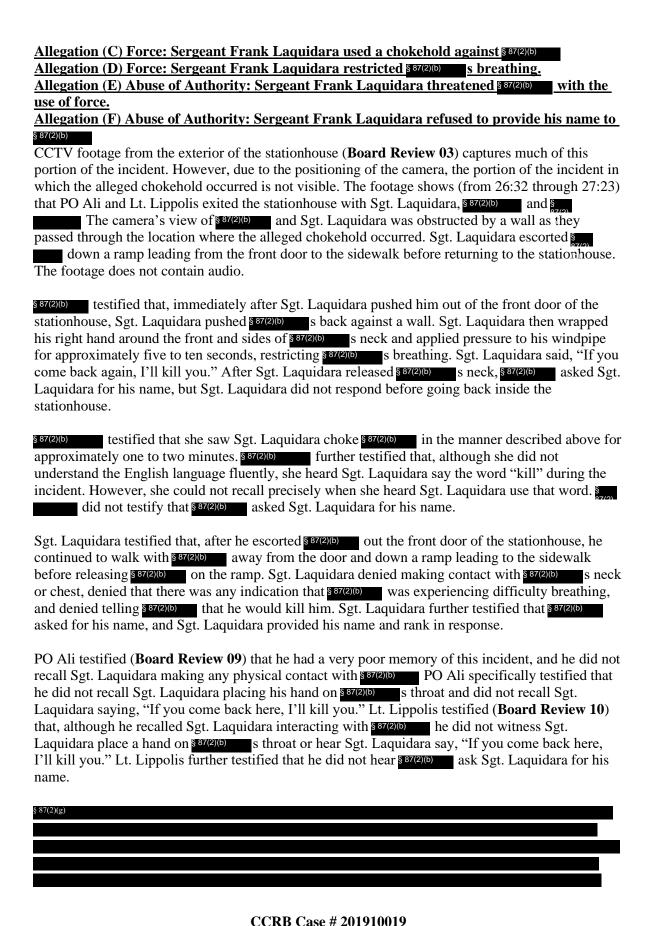
and \$87(2)(6)

sat in the waiting area for approximately ten minutes. At that point (approximately 26:15), Sgt. Laquidara approached \$87(2)(6)

immediately grasped his shoulder, pulled him out of his chair, and shoved him repeatedly through the lobby of the stationhouse and out the front door.



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Allegation (G) Abuse of Authority: Lieutenant Christopher Lippolis threatened to arrest
Allegation (H) Abuse of Authority: Police Officer Elvin Mera threatened to arrest \$87(2)(5) CCTV footage from outside the stationhouse (Board Review 03) shows (beginning at 26:32) that, after Sgt. Laquidara released \$87(2)(5) and \$87(2)(5) remained in front of the stationhouse for approximately three minutes before walking away. During this time, \$87(2)(5) spoke to several officers, including PO Ali and PO Mera, gestured with his arms, and repeatedly approached the front door of the stationhouse as officers apparently directed him to stay away. The footage does not capture any bystanders stopping to watch the scene. The footage does not include audio.
testified that, after Sgt. Laquidara returned to the stationhouse, he remained in front of the stationhouse speaking to the officers for approximately two minutes. [\$87(2)(b)] was angry and may have raised his voice. During the conversation, PO Mera told [\$87(2)(b)] that he had to leave, and responded by asking PO Mera for Sgt. Laquidara's name. PO Mera provided Sgt. Laquidara's name, and told [\$87(2)(b)] that he needed to leave and that he would be arrested if he did not comply. Lt. Lippolis also told [\$87(2)(b)] to leave and that he would be arrested if he did not do so.
testified that she did not understand much of the conversation between \$87(2)(b) PO Mera, and Lt. Lippolis, but she recalled that \$87(2)(b) asked officers for Sgt. Laquidara's name and that an officer told them to leave. \$87(2)(b) subsequently told \$87(2)(b) that Lt. Lippolis had threatened to arrest them during the conversation.
PO Ali testified that he did not recall the conversation with \$87(2)(b) and \$87(2)(b) outside the stationhouse, and he did not recall any officer saying anything about the possibility of an arrest.
Lt. Lippolis testified that \$87(2)(b) was yelling in front of the stationhouse, and specifically that he yelled, "Fuck you!" while gesticulating with his arms. Officers ordered \$87(2)(b) to leave. Lt. Lippolis did not recall speaking to \$87(2)(b) and he did not recall telling \$87(2)(b) that he could be arrested if he did not leave. Lt. Lippolis stated that it was possible that he or another member of service informed \$87(2)(b) that he could be arrested for trespass if he did not leave the premises.
PO Mera testified (Board Review 11) that, after Sgt. Laquidara went back into the stationhouse, were yelling. PO Mera specifically recalled the civilians yelling that they wanted Sgt. Laquidara's name, that they used profanity, and that \$87(2)(6) attempted to approach the door of the stationhouse. PO Mera spoke to the civilians for approximately one to two minutes, during which time he told them to calm down and told them to leave approximately ten times. PO Mera denied that he told \$87(2)(6) that he would be arrested if he returned to the stationhouse.
§ 87(2)(g)
Allegation (I) Abuse of Authority: Police Officer Nuran Ali failed to obtain language interpretation services for S57(2)(b) Allegation (J) Abuse of Authority: Police Officer Elvin Mera failed to obtain language

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interpretation services for §87(2)(b)

Allegation (K) Abuse of Authority: Police Officer Nuran Ali did not process \$87(2)(b)
complaint regarding officers. Allogation (I.) Abuse of Authority: Police Officer Flyin More did not process SECTION
Allegation (L) Abuse of Authority: Police Officer Elvin Mera did not process sar(2)(b) s complaint regarding officers.
CCTV footage from inside the front lobby of the 109 th Precinct stationhouse (Board Review 01) shows (beginning at 57:20) that [\$87(2)(6)] returned to the stationhouse approximately 30 minutes after the incident and spoke to PO Ali and PO Mera. The video footage does not include audio. Shortly after [\$87(2)(6)] arrived, the officers stepped with her into the vestibule of the stationhouse, where their interaction was not captured by cameras. Their conversation lasted approximately two and a half minutes, at which point PO Ali and PO Mera came back into the stationhouse lobby without [\$87(2)(6)]
testified that she returned to the stationhouse because she wished to better understand why the incident had just occurred. During her conversation with PO Ali and PO Mera, the officers explained to her that she could file a complaint with the CCRB by telephone, and they wrote down the phone number for the CCRB. \$87(2)(5)
PO Mera recalled the incident and his initial interactions with \$87(2)(b) and \$87(2)(b) but he could not recall if \$87(2)(b) ever returned to the stationhouse at a later time. He recounted, however, that he spoke to \$87(2)(b) in English and that she appeared to speak and understand English during his initial interaction with her. PO Mera denied that \$87(2)(b) ever specifically requested an interpreter or pointed at a posted sign to request an interpreter at any point. PO Mera further testified that, during this initial interaction, he wrote down the CCRB's phone number for \$87(2)(b) and \$87(2)(b) as they had come to the stationhouse to obtain the names and shield numbers of officers in a cellphone video. He did not recount them specifically asking to file a complaint or ever refusing to process a complaint.
PO Ali was not interviewed until approximately 15 months following the incident. He testified that he did not recall \$87(2)(b) returning to the stationhouse. He denied failing to provide \$87(2)(b) with an interpreter upon her request, and he affirmed that he would have done so had she asked for an interpreter. PO Ali denied responding to any request by \$87(2)(b) to file a CCRB complaint by sending her away.
§ 87(2)(g)
§ 87(2)(g), § 87(4-b)

§ 87(2)(g), § 87(4-b)	
	Civilian and Officer CCRB Histories
§ 87(2)(b)	
§ 87(2)(b)	

•	PO Ali has been a member of service for 24 years and has been subject to five additional CCRB complaints and six allegations, none of which was substantiated.					
,	CCRB complai 201305244 Board reco 887(2)(g) Lt. Lippolis has	nts and 19 allegations, involved a substantiate mmended Charges, but	service for 14 years and has been one of which was substantiated: ed allegation of a threat of arrest the NYPD imposed no disciplination of the NYPD imposed no disciplination of the NYPD wice for 12 years and has been supposed in the NYPD imposed no disciplination of the NYPD imposed no disciplina	against Sgt. Laquidara. The e. bject to two additional		
•	PO Mera has been a member of service for eight years and this is the first CCRB complaint to which he has been subject.					
	declined to mediate this complaint. As of October 21, 2020, the New York City Office of the Comptroller has no record of a Notice of Claim being filed in regards to this complaint (Board Review 15). According to the NYPD's Booking, Arraignment, and Disposition System, neither has any history of arrests in NYC. Squad No.:5					
	Investigator:	Julian Phillips Signature	SI Julian Phillips Print Title & Name	August 14, 2021 Date		
	Squad Leader:	Daniel Giansante Signature	IM Daniel Giansante Print Title & Name	August 16, 2021 Date		
	Reviewer:	Signature	Print Title & Name	Date		